



HOUSE OF REPRESENTATIVES

SB 1524

regulatory actions; limitation

Prime Sponsor: Senator Smith, LD 11

DPA Committee on Commerce

DPA Caucus and COW

X As Transmitted to the Governor

OVERVIEW

SB 1524 limits the ability of a city, town, county or state agency (Entity) to adopt regulations that affect individuals or businesses unless specifically authorized.

PROVISIONS

1. Prohibits an Entity from taking any new action to increase the regulatory burden on a person unless there is a critical or urgent need not already addressed by legislation or self-regulation within the proposed field.
2. Prohibits an Entity from imposing a new regulation on a business using a *Qualified Marketplace Platform* that allows people to offer goods or services to the public or each other, if the purpose is to regulate such a business.
3. Clarifies the provisions do not affect existing law or any ordinance that gives specific authority to an Entity.
4. Requires a threat to the health, safety and welfare of the public in order for new legislation to be enacted.
5. Defines *Qualified Marketplace Contractor* and *Qualified Marketplace Platform*.

CURRENT LAW

Arizona Revised Statutes (A.R.S.) [Title 41, Chapter 6, Administrative Procedure Act](#) (APA) governs the adoption of administrative rules and administrative adjudicatory proceedings by executive branch agencies. An *administrative rule* is an agency directive, standard, regulation or statement of general applicability that implements, interprets or prescribes law or policy or describes the procedure or practice requirements of an agency.

The [Arizona Administrative Code](#) contains the official published rules of the state of Arizona and the compilation of rules serve to govern all state agencies, boards, and commissions. The set includes rules divided into Titles and Chapters. The Secretary of State is responsible for publishing the Code, which is available online through their website.

Cities, towns and counties have the ability to adopt ordinances and rules under the regulatory authority of A.R.S. Title 9, Chapter 7 (Ordinances and Codes) and Title 11, Chapter 11 (County Regulations).